



PATENT
02581-P0557A WWW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|-----------------------|-------------------------------------|
| Applicants | Timothy Graham Frank, <i>et al.</i> |
| Serial No. 10/848,800 | Filing Date: May 19, 2004 |
| Title of Application: | Medical Instrument |
| Confirmation No. 1767 | Art Unit: 3731 |
| Examiner | |

Mail Stop Missing Parts
Commissioner for Patents
Post Office Box 1450
Alexandria, VA 22313-1450

Filing of Missing Parts

Dear Sir:

Applicants hereby enclose for filing in response to the Notice to File Missing Parts of Application - Filing Date Granted dated July 21, 2004 (copy enclosed), the Declaration of the Inventors executed on August 2, 2004, and payment of the required fee in the amount of \$130.00.

The Commissioner is hereby authorized to charge any additional fees by this paper and during the entire pendency of this Application to Account No. 19-4516.

Respectfully submitted,

Wesley W. Whitmyer, Jr., Registration No. 33,558
Attorney for Applicants
ST. ONGE STEWARD JOHNSTON & REENS LLC
986 Bedford Street; Stamford, CT 06905-5619
203 324-6155

Certificate of Mailing: I hereby certify that this correspondence is today being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop Missing Parts; Commissioner for Patents; Alexandria, Va. 22313.

October 12, 2004

Catherine E. Flood

JPW



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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/848,800 | 05/19/2004 | Timothy Graham Frank | 02581-P0557A |

24126
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STAMFORD, CT 06905-5619



CONFIRMATION NO. 1767
FORMALITIES LETTER



OC00000013288562

Date Mailed: 07/21/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/15/2004 SDIRETA1 00000074 10848800

01 FC:1051

130.00 OP

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

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St. OngeSteward Johnston & Reel...

JUL 23 2004

FILE
OKT

A copy of this notice MUST be returned with the reply.

G. P. S.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE